

KARL KNUCHEL  
SHENA ROATH  
**Karl Knuchel, P.C.**  
101 North E Street  
P.O. Box 953  
Livingston, Montana 59047  
Telephone: (406) 222-0135  
Facsimile: (406) 222-8517  
Email: karl@knuchelpc.com  
shena@knuchelpc.com

*Attorney for Plaintiffs*

**IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF  
MONTANA BILLINGS DIVISION**

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JAMES L. BARKER AND	)	
JEANNE A. BARKER,	)	Case No.: 1:17-cv-00021-SPW-TJC
	)	
Plaintiffs,	)	
	)	
vs.	)	<b>PLAINTIFFS' AND DEFENDANT</b>
	)	<b>BANK OF AMERICA, NA'S</b>
BANK OF AMERICA, NA,	)	<b>STIPULATED MOTION TO</b>
ONEWEST BANK,	)	<b>DISMISS</b>
CIT BANK, NA,	)	
FIRST AMERICAN TITLE	)	
COMPANY,	)	
TRUSTEE,	)	
CHARLES PETERSON, TRUSTEE	)	
	)	
Defendants.	)	

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COMES NOW the above-named Plaintiffs, James L. Barker and Jeanne A. Barker, by and through the undersigned attorney of record, and hereby move this

1 Court to dismiss this matter as it relates to Defendant Bank of America, NA. The  
2 Plaintiffs and Defendant, Bank of America, NA hereby stipulate and agree that this  
3 matter may be dismissed with prejudice as to Bank of America, NA only, with each  
4 party to bear their own costs and attorney fees, pursuant to Rule 41(a)(1)(A)(ii),  
5 Fed. R. Civ. P.

6 Plaintiff respectfully requests that this Court dismiss this matter with  
7 prejudice as to Bank of America, NA.

8 Respectfully submitted this 27 day of March 17.

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11 **KARL KNUCHEL, P.C.**  
12 *Attorneys for PLAINTIFF*

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15 \_\_\_\_\_  
16 Karl Knuchel, Attorney

17 **BROWNING, KALECZYC, BERRY &**  
18 **HOVEN, P.C.**  
19 *Attorneys for BANK OF AMERICA, N.A.*

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21   
\_\_\_\_\_  
Mark D. Etchart, Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that I served a full, true and accurate copy of the foregoing document on the 22<sup>nd</sup> day of March, 2017, to the following named person:

\_\_\_\_\_ by personal service

\_\_\_\_\_ by depositing a copy of same in the mail box maintained at the Clerk of Court's office in the Park County Courthouse in Livingston, Montana for the following attorney

\_\_\_\_\_ by FAX to the following FAX number

\_\_\_\_\_ by depositing a copy of same in the United States Mail, postage prepaid, and addressed as follows:

✓ by ECF



Mark D. Etchart  
BROWNING, KALECZYC, BERRY & HOVEN, P.C.  
800 North Last Chance Gulch, Suite 101  
P.O. Box 1697  
Helena, MT 59642